

**UNITED STATES COURT OF APPEALS
FOR THE TENTH CIRCUIT**

DARYL DEWAYNE CARTER,

Petitioner - Appellant,

v.

JOSEPH SCIBANA, Warden,

Respondent - Appellee.

No. 07-6057
(D.C. No. 06-CV-1220-M)

ORDER

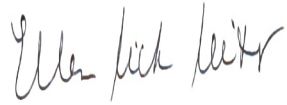
Filed September 18, 2007

Before **BRISCOE, O'BRIEN** and **GORSUCH**, Circuit Judges.

The petitioner's motion for rehearing is **DENIED**. Because the petitioner failed to pay the filing fee as ordered on August 24, 2007 by this court, this appeal

is **DISMISSED**.

Entered for the Court
ELISABETH A. SHUMAKER, Clerk

A handwritten signature in cursive script, appearing to read "Ellen Rich Reiter".

Ellen Rich Reiter
Deputy Clerk/Jurisdictional Attorney